

Rule 7030-1

DEPOSITIONS UPON ORAL EXAMINATION

(a) **Notice.** Unless the Court orders otherwise, depositions upon oral examination of any person may be noticed on no less than 14-days' notice in writing to every other party to the contested matter or adversary proceeding and to the deponent.

(b) **Location.** For the guidance of counsel in preparing or opposing contemplated motions for protective order under Fed. R. Bankr. P. 7026 that relates to the place of taking a party litigant's deposition or the deposition of the managing agent of a party, the Court's general policy is

(i) a non-resident plaintiff or moving party may reasonably be deposed at least once in this District during the discovery stages of the case; and

(ii) a non-resident defendant or respondent who intends to be present in person at trial may reasonably be deposed at least once in this District either during the discovery stages of the case or within a week prior to trial as the parties agree or the Court deems appropriate.

A non-resident, within the meaning of this rule, is a person residing outside the Middle District of Florida.

Notes of Advisory Committee

2016 Amendment

Section (b) incorporates former section (c) of Local Rule 7026-1 Discovery – General regarding the location of depositions of non-resident parties. The definition of “non-resident” has been changed from “a person residing outside the State of Florida” to “a person residing outside the Middle District of Florida.” Other amendments to the rule are stylistic. This amended rule is effective July 1, 2016.